



**Minutes**  
**Beaumont City Council**  
**Beaumont Financing Authority**  
**Beaumont Utility Authority**  
**Beaumont Conservation Authority**  
**Beaumont Successor Agency (formerly RDA)**  
**550 E. 6<sup>th</sup> Street, Beaumont, California**  
**Tuesday, August 4, 2015**  
**Closed Session (5:00 p.m.)**  
**Regular Session (6:00 p.m.)**

**Closed Session began at 5:00p.m.**

**Place: Beaumont Civic Center**

Roll Call: Mayor Knight, Mayor Pro Tem Lara, Council Member Fox,  
Council Member Orozco, and Council Member White were present.

Public Comments regarding Closed Session – None

Adjourned to Closed Session at 5:02 p.m.

**Regular Session began at 6:00p.m.**

**Place: Beaumont Civic Center**

Roll Call: Mayor Knight, Mayor Pro Tem Lara, Council Member Fox,  
Council Member Orozco, and Council Member White were present.

Pledge of Allegiance: Mike Lara

Invocation: Chaplain Grimes

Report out from Closed Session by City Attorney:

**CLOSED SESSION**

- a. Conference with Labor Negotiator – Pursuant to Government Code Section 54957.6. City Designated Representative Acting City Manager Elizabeth Gibbs-Urtiaga or her designee. Employee Organizations:
- Beaumont Managers
  - Police Managers
  - Police Officers Association
  - Police Sergeants
  - Professional/Technical
  - Police Safety Support Services
  - General Unit SEIU Local 721
  - Customer Service Coordinators

No reportable action taken.

- b. Conference with Legal Counsel Regarding Existing Litigation – Pursuant to Government Code Section 54956.9(d)(1).
- 1) Western Riverside Council of Governments v. City of Beaumont [Case Number RIC 536164] (Appeal Filed);

No reportable action taken.

- c. **Anticipated Litigation (two potential cases) – Pursuant to Government Code Section 54956.9(d)(2).**

No reportable action taken.

- d. **Conference with Legal Counsel – Anticipated Litigation: Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2) (one case: Claim by Estate of Mathew Perez adv. City of Beaumont).**

Motion by Fox, Seconded by Knight to deny the claim made by Estate of Matthew Perez adv. City of Beaumont.

<b>AYES:</b>	<b>Fox, Knight, Lara, Orozco, White</b>	<b>ABSENT:</b>	<b>None</b>
<b>NOES:</b>	<b>None</b>	<b>ABSTAIN:</b>	<b>None</b>

- e. **Personnel Matters – Evaluation of Acting City Manager – Pursuant to Government Code Section 54957 (b).**

No discussion.

- f. **Personnel Matters – Evaluation of Interim City Attorney – Pursuant to Government Code Section 54957 (b).**

Continued to end of Regular Session.

- g. **Personnel Matters- Public employee discipline matter pursuant to Government Code Section 54957(b)**

No reportable action taken.

Approval/Adjustments to Agenda: Request by Orozco to switch items 4.f and item 4 e. He would like item 4.e heard and considered prior to item 4.f.

Conflict of Interests Disclosure: None

Announcements/Recognitions/Proclamations/Correspondence:

White asked if an item on the consent calendar was a conflict.

The City Attorney explained that at the time of considering the Consent Calendar, Council member White could simply abstain from that particular item, if the item is not pulled for separate discussion and consideration. If it is pulled for separate discussion and consideration, Council Member White would need to recused himself and leave the Chambers.

Acting City Manager Elizabeth Gibbs-Urtiaga stated that she would be leaving the room when the Council considered items 4.g, contract with the Acting City Manager.

City Attorney explained that it was not a conflict of interest.

**1. PUBLIC COMMENT PERIOD:**

- Dr. Maureen Lathum – Beaumont Unified School District – Working with the City
- John Dyson – Comments about agenda, applaud Council on transparency

**2. COUNCIL REPORTS *(This is the portion of the agenda where the City Council will present updates on city actions taken, committee assignments, and training and travel)***

- Fox – Update on Concerts in the Park, Public Safety Dedication, Public Safety Golf Tournament, Veteran's Affairs
- Knight – Update on Concert in the Park, Testing at the WWTP
- Lara - None
- Orozco - None
- White – Update on Concerts in the Park

**3. CITY TREASURER REPORT**

- Warrants
- MGO Update
- Revenue and Expenses Update
- Financial Auditors
- Standing Financial Committee

**4. ACTION ITEMS/PUBLIC HEARINGS/REQUESTS**

**a. Chamber of Commerce Annual Update**

Action: Informational purposes. No Action required.

Presentation was given by Sheri Bogh, Director of the Chamber of Commerce

Speakers:

John Dyson – opposed to funding Chamber gatherings

**b. Donna/Maple Neighbor Coalition Petition**

Actions/Options: Receive and File

Staff report was given by Kyle Warsinski, Development Services Director

Speakers:

Mr. Smith – Resident

None Action Taken

**c. Macias Gini and O'Connell Phase II Internal Controls Review Cash and Disbursements**

Actions: Receive staff report and presentation of findings by MGO staff

Options:

- Accept the MGO Advisory Services Phase II Review of Internal Controls Cash and Disbursements as final
- Discuss and request modifications
- Deny acceptance

Staff report was given by Nancy Carroll, City Treasurer

Comments by Onyx Jones, Interim Finance Director

Motion by Orozco, Seconded by Fox to accept the report as presented.

AYES: Fox, Knight, Lara, Orozco, White  
NOES: None

ABSENT: None  
ABSTAIN: None

**d. Short Range Transit Plan (SRTP)**

**Actions:** Take testimony and continue the Public Hearing to the regular meeting of September 1, 2015

Motion by Fox, Seconded by White to continue to the regular meeting of September 1, 2015.

AYES: Fox, Knight, Lara, Orozco, White  
NOES: None

ABSENT: None  
ABSTAIN: None

**f. Award of Contract – City Engineer**

**Actions:** Receive Staff Report

**Options:**

- Approve one of the four proposals received for professional services
- Continue the item
- Reject the proposals

Staff report was given by Kyle Warsinski, Development Services Director

Chris Vogt – Interwest Consulting  
Tim D'zmura – Interwest Consulting  
Noel Owsley – NRO Engineering  
Phillip Hannawi – Southstar

Motion by Orozco, **Sec**onded by White to approve Interwest to perform the City Engineer services.

AYES: Fox, Knight, Lara, Orozco, White  
NOES: None

ABSENT: None  
ABSTAIN: None

**e. Award of Contract: Salt Disposal Alternatives Feasibility Study**

**Actions:** Receive Staff report

**Options:**

- Approve one of the two proposals for professional services.
- Continue the item.
- Reject the proposals.

Staff report was given by Kyle Warsinski, Development Services Director

Motion by White, Seconded by Orozco to continue this to a future item, after the budget with the possibility of considering a workshop.

City attorney advised that there was a motion and second to continue the item which is on the table which counsel understands to be a motion to table it to a future date which cuts off debate. There are requests from the public to speak so that needs to be honored. If Council is not inclined to table it yet because they want to have further discussion, then they can reject the motion, it can fail, and then you can have further debate.

Orozco pulled his second so there is time to continue discussion.

Open Public Comments 9:16 p.m.

Speakers:

Dr. Blair Ball – table item

Motion by White, Seconded by Fox to continue to the 1<sup>st</sup> meeting after the budget is adopted.

AYES: Fox, Knight, Lara, Orozco, White  
NOES: None

ABSENT: None  
ABSTAIN: None

City Attorney Pinkney advised the council that if there is a desire by the Council to have an inter-agency meeting of the elected, you can always direct staff to work to arrange that as a part of your council ....(inaudible)

White stated that was what he was going to ask because he would like to know if there is a consensus tonight because he wants to let Mr. Zoba know, who has their meeting tomorrow, to propose it to his board and see if it's something they would be welcome to.

Mayor stated that there was a consensus. Orozco wants city engineer to "weigh-in" on the proposal.

#### **g. Acting City Manager Contract**

**Actions:** Receive Staff Report

**Options:**

- Authorize the Mayor to execute the contract
- Deny the Agreement
- Continue the Agreement

Staff report was given by John Pinkney, Interim City Attorney

Motion by White, Seconded by Lara to approve the agreement with the amendment to item 8.d of the agreement that the Acting City Manager has the right to resign as the Acting City Manager, with 30 days written notice, and go back to her role at Resources Director.

AYES: Fox, Knight, Lara, Orozco, White  
NOES: None

ABSENT: None  
ABSTAIN: None

**5. CITY MANAGER REPORT**

- a. **Reports on Department Activities**
  - 1) Projects
- b. **Calendar of Events**
  - 1) Community Outlook

**6. CITY CLERK REPORT**

None

**7. CITY ATTORNEY REPORT**

- e. City Clerk/City Treasurer Compensation

Council Member Fox left the meeting at 9:37 due to not feeling well

**8. CONSENT CALENDAR (Items on the consent calendar are taken as one action item unless an item is pulled for further discussion here or at the end of action items)**

- a) Approval of all Ordinances & Resolutions to be read by title only & publish by summary
- b) Approval of the Minutes of July 21, 2015
- c) Approval of the Minutes of July 28, 2015
- d) Ratification of Warrants of August 4, 2015
- e) Receive and File Sales Tax update
- f) Adoption of a Resolution Delegating Authority to the City Manager to Act on Behalf of the Beaumont City Council for the CSAC Excess Insurance Authority
- g) Approval of GIS Services Program Letter of Agreement
- h) Accept and Approve Contract with York Risk Services Group
- i) Authorize the Mayor to Execute the Agreement for Temporary Employment with Interim Finance Director Onyx Jones

**Options:** Approval of the Consent Calendar as presented; or 2) pull items for further discussion, approval, continuation, or denial.

Motion by White, Seconded by Lara to approve the consent Calendar as presented.

AYES: Fox, Knight, Lara, Orozco, White  
NOES: None

ABSENT: None  
ABSTAIN: White abstained on item 8.g

Adjourned to Closed Session at 10:00 p.m.

Report out of Closed Session at 10:33 p.m.

- f. Personnel Matters – Evaluation of Interim City Attorney – Pursuant to Government Code Section 54957 (b).

No reportable action taken.

Adjourned the City Council Meeting at 10:33 p.m.

Respectfully Submitted,  
Office of the City Clerk